

TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING
REJECTION OVER A PRIOR PATENTDocket Number (Optional)
10413-31

In re Application of: Medlis Corp.
Application No. 09/930,821
Filed: August 15, 2001
For: UNILIMB RESPIRATORY CONDUIT AND COMPONENTS

The owner*, Medlis Corp., of 100% percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,003,511. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

Check either box 1 or 2 below, if appropriate.

1. ☐ For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2. ☒ The undersigned is an attorney of record.

11-21-02
Date

Daniel B. Schein
Signature
Daniel B. Schein, Reg. No. 33,551
Typed or Printed Name

- ☒ Terminal disclaimer fee under 37 CFR 1.20(d) is included.

* Certification under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner).
Form PTO/SB/96 may be used for making this certification. See MPEP § 324.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

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TECHNOLOGY CENTER R3700

#9
B. Schein
12/16/02



CERTIFICATE UNDER 37 CFR 3.73(b)

Applicant: Medlis Corp.
Application No.: 09/930,821 Filed: August 15, 2001
For: UNILIMB RESPIRATORY CONDUIT AND COMPONENTS
Medlis Corp. a corporation
(Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

certifies that it is the assignee of the entire right, title and interest in the patent application identified above by virtue of either:

A. ☒ An assignment from the inventor(s) of the patent application identified above. The assignment was recorded in the Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

OR

B. ☐ A chain of title from the inventor(s), of the patent application identified above, to the current assignee as shown below:

1. From: _____ To: _____
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☐ Additional documents in the chain of title are listed on a supplemental sheet.

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The undersigned has reviewed all the documents in the chain of title of the patent application identified above and, to the best of the undersigned's knowledge and belief, title is in the assignee identified above.

The undersigned (whose title is supplied below) is empowered to act on behalf of the assignee.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date: 11-21-02 RECEIVED
Name: Daniel B. Schein, Reg. No. 33,551 DEC - 2 2002
Title: Attorney of Record TECHNOLOGY CENTER R3700
Signature: Daniel B. Schein

ASSIGNMENT

RE: U.S. Patent Application Serial Number: 09/322,795

Filed: May 28, 1999

Entitled: ARTIFICIAL VENTILATION SYSTEMS AND COMPONENTS THEREOF, AND METHODS FOR PROVIDING, ASSEMBLING AND UTILIZING SAME

Assignors: ATSUO F. FUKUNAGA, and BLANCA M. FUKUNAGA

Assignee: MEDLIS CORP.

Whereas, I, ATSUO F. FUKUNAGA, residing at 5411 Littlebow Road, Rancho Palos Verdes, CA. 90275, USA, and, I, BLANCA M. FUKUNAGA, residing at 5411 Littlebow Road, Rancho Palos Verdes, CA. 90275, USA (hereinafter referred to as Assignors), have invented certain improvements in ARTIFICIAL VENTILATION SYSTEMS AND COMPONENTS THEREOF, AND METHODS FOR PROVIDING, ASSEMBLING AND UTILIZING SAME (hereinafter referred to as the invention), for which an application for Letters Patent of the United States of America was filed on May 28, 1999, and given serial number 09/322,795, and

Whereas, MEDLIS CORP., having a place of business at 5411 Littlebow Road, Rancho Palos Verdes, California 90275, USA (hereinafter referred to as Assignee), is desirous of acquiring all right, title, and interest held by Assignors in said invention, said application, and in any Letters Patent to be obtained therefor:

NOW, THEREFORE, in consideration of Ten Dollars (\$10.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, the undersigned Assignors hereby assign, sell and transfer unto said Assignee all right, title, and interest held by the Assignors throughout the world, including but not limited to the United States of America and all other countries, in and to said invention and application, and any and all divisions or continuations thereof, and in and to any and all Letters Patent that may be granted therefor, together with any reissues, reexaminations, extensions or renewals thereof, the same to be held and enjoyed by the Assignee for Assignee's own use and behoof, and for Assignee's legal representatives, successors and assigns, to the full end of the term for which any and all said Letters Patent may be granted, as fully and entirely as the same would have been held by the undersigned Assignors had this Assignment and sale not been made; and the undersigned, and legal representatives thereof, hereby covenant and agree to execute and deliver any and all papers, and do all lawful acts that said Assignee may consider necessary or advisable to perfect title to said invention and to obtain both United States and foreign Letters Patent therefor, and any divisions, continuations, reissues, reexaminations, extensions and renewals thereof, and agree at any time upon request, to communicate to said Assignee, or Assignee's successors and assigns, such facts relating to said invention and U.S. or foreign Letters Patent or the history thereof as may be known to the undersigned

and testify as to the same in any interferences, opposition or other litigation, when requested to do so, all without further consideration than that now paid, but at the expense of said Assignee, Assignee's successors or assigns. The undersigned further grant the authorized representative of Medlis Corp. power to insert on this Assignment any further identification information which may be necessary or desirable in order to comply with the rules of the U.S. Patent and Trademark Office or other patent office for recordation of this document.

Atsuo F. Fukunaga
ATSUO F. FUKUNAGA

8/9/01
Date

State of: CA. County of: LOS ANGELES

Personally appeared before me the above-named:

ATSUO F. FUKUNAGA

(check one of the following)

☐ personally known by me, or

☒ made known to me by the following form of identification
(specify) CA. DRIVERS LICENSE

who signed the foregoing Assignment in my presence on the date above and acknowledged the same to be his or her voluntary act and deed.

Shawna Ybarra
Notary Public

My commission expires on

May 12, 2004



Blanca M. Fukunaga
BLANCA M. FUKUNAGA

08/09/2001
Date

State of: CA.

County of: LOS ANGELES

Personally appeared before me the above-named:

BLANCA M. FUKUNAGA

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PTO/SB/26(10-96)

Approved for use through 10/31/2002. OMB 0651-0031

Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING
REJECTION OVER A PRIOR PATENT**

Docket Number (Optional)
10413-31

In re Application of: Medlis Corp.
Application No. 09/930,821
Filed: August 15, 2001
For: UNILIMB RESPIRATORY CONDUIT AND COMPONENTS

The owner*, Medlis Corp., of 100% percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 5,778,872. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.


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2. ☒ The undersigned is an attorney of record.

11-21-02
Date


Signature
Daniel B. Schein, Reg. No. 33,551
Typed or Printed Name

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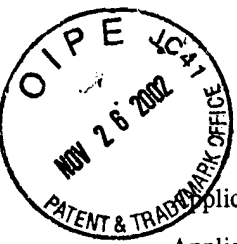
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TECHNOLOGY CENTER R3700



CERTIFICATE UNDER 37 CFR 3.73(b)

Applicant: Medlis Corp.
Application No.: 09/930,821 Filed: August 15, 2001
For: UNILIMB RESPIRATORY CONDUIT AND COMPONENTS
Medlis Corp. a corporation
(Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

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The undersigned (whose title is supplied below) is empowered to act on behalf of the assignee.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date: 11-21-02

Name: Daniel B. Schein, Reg. No. 33,551

Title: Attorney of Record

Signature: *Daniel B. Schein*

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ASSIGNMENT

RE: U.S. Patent Application Serial Number: 09/322,795

Filed: May 28, 1999

Entitled: ARTIFICIAL VENTILATION SYSTEMS AND COMPONENTS THEREOF, AND METHODS FOR PROVIDING, ASSEMBLING AND UTILIZING SAME

Assignors: ATSUO F. FUKUNAGA, and BLANCA M. FUKUNAGA

Assignee: MEDLIS CORP.

Whereas, I, ATSUO F. FUKUNAGA, residing at 5411 Littlebow Road, Rancho Palos Verdes, CA. 90275, USA, and, I, BLANCA M. FUKUNAGA, residing at 5411 Littlebow Road, Rancho Palos Verdes, CA. 90275, USA (hereinafter referred to as Assignors), have invented certain improvements in ARTIFICIAL VENTILATION SYSTEMS AND COMPONENTS THEREOF, AND METHODS FOR PROVIDING, ASSEMBLING AND UTILIZING SAME (hereinafter referred to as the invention), for which an application for Letters Patent of the United States of America was filed on May 28, 1999, and given serial number 09/322,795, and

Whereas, MEDLIS CORP., having a place of business at 5411 Littlebow Road, Rancho Palos Verdes, California 90275, USA (hereinafter referred to as Assignee), is desirous of acquiring all right, title, and interest held by Assignors in said invention, said application, and in any Letters Patent to be obtained therefor:

NOW, THEREFORE, in consideration of Ten Dollars (\$10.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, the undersigned Assignors hereby assign, sell and transfer unto said Assignee all right, title, and interest held by the Assignors throughout the world, including but not limited to the United States of America and all other countries, in and to said invention and application, and any and all divisions or continuations thereof, and in and to any and all Letters Patent that may be granted therefor, together with any reissues, reexaminations, extensions or renewals thereof, the same to be held and enjoyed by the Assignee for Assignee's own use and behoof, and for Assignee's legal representatives, successors and assigns, to the full end of the term for which any and all said Letters Patent may be granted, as fully and entirely as the same would have been held by the undersigned Assignors had this Assignment and sale not been made; and the undersigned, and legal representatives thereof, hereby covenant and agree to execute and deliver any and all papers, and do all lawful acts that said Assignee may consider necessary or advisable to perfect title to said invention and to obtain both United States and foreign Letters Patent therefor, and any divisions, continuations, reissues, reexaminations, extensions and renewals thereof, and agree at any time upon request, to communicate to said Assignee, or Assignee's successors and assigns, such facts relating to said invention and U.S. or foreign Letters Patent or the history thereof as may be known to the undersigned

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ATSUO F. FUKUNAGA
ATSUO F. FUKUNAGA

8/9/01
Date

State of: CA. County of: LOS ANGELES

Personally appeared before me the above-named:

ATSUO F. FUKUNAGA

(check one of the following)

☐ personally known by me, or

☒ made known to me by the following form of identification (specify) CA DRIVERS LICENSE

who signed the foregoing Assignment in my presence on the date above and acknowledged the same to be his or her voluntary act and deed.

Shawna Ybarra
Notary Public

My commission expires on May 12, 2004



Blanca M. Fukunaga
BLANCA M. FUKUNAGA

08/09/2001
Date

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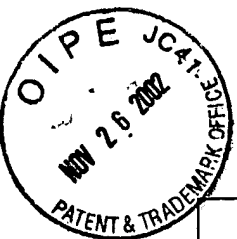
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PTO/SB/25(10-96)

Approved for use through 10/31/9951-0031

Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE
PATENTING REJECTION OVER A PENDING SECOND APPLICATIONDocket Number (Optional)
10413-31In re Application of: Medlis Corp.Application No. 09/930,821Filed: August 15, 2001For UNILIMB RESPIRATORY CONDUIT AND COMPONENTS

The owner*, Medlis Corp., of 100% percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173 as shortened by any terminal disclaimer filed prior to the grant of any patent granted on pending Application Number 09/820,486, filed on March 28, 2001. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the second application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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11-21-02
DateDaniel B. Schein
Signature
Daniel B. Schein, Reg. No. 33,551
Typed or Printed Name

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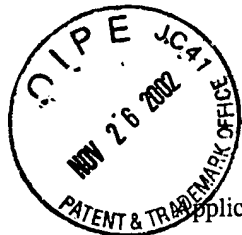
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CERTIFICATE UNDER 37 CFR 3.73(b)

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Application No.: 09/930,821 Filed: August 15, 2001
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Date: 11-21-02

Name: Daniel B. Schein, Reg. No. 33,551

Title: Attorney of Record

Signature: Daniel B. Schein

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RE: U.S. Patent Application Serial Number: 09/322,795

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Assignors: ATSUO F. FUKUNAGA, and BLANCA M. FUKUNAGA

Assignee: MEDLIS CORP.

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☐ personally known by me, or
☒ made known to me by the following form of identification
(specify) CA. DRIVERS LICENSE
who signed the foregoing Assignment in my presence on the date
above and acknowledged the same to be his or her voluntary act and
deed.

Shawna Ybarra
Notary Public

My commission expires on May 12, 2004

